

ORIGINAL

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**FILED**  
DISTRICT COURT OF GUAM  
NOV 25 2005  
MARY L.M. MORAN  
CLERK OF COURT

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF GUAM**

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
vs.  
  
DOUGLAS DUCKJOO KIM,  
  
Defendant.

) MAGISTRATE CASE NO. **05-00053**

**COMPLAINT**

**IMPORTATION OF  
METHAMPHETAMINE  
HYDROCHLORIDE**  
[21 U.S.C. §§ 952(a) and 960  
and 18 U.S.C. § 2]

THE UNDERSIGNED COMPLAINANT CHARGES UPON INFORMATION AND BELIEF  
THAT:

On or about November 24, 2005, in the District of Guam and elsewhere, the defendant,  
DOUGLAS DUCKJOO KIM, did unlawfully, intentionally and knowingly import into the  
United States from a place outside thereof, approximately 2,911.6 grams, gross weight, of  
methamphetamine hydrochloride, a schedule II controlled substance, in violation of Title 21,  
United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

COMPLAINANT FURTHER STATES:

I, John Duenas, being a Special Agent with the U.S. Immigration and Customs  
Enforcement (ICE) of the Department of Homeland Security, and acting in my official capacity,  
set for the following facts:

1. I am a Special Agent with the U.S. Immigration and Customs Enforcement, formerly  
known as the United States Customs Service. I have been employed as a Special Agent for

1 approximately five (5) years. Prior to my employment with the United States Customs Service, I  
2 was a Police Officer with the Guam Police Department for 12 years.

3 2. I know from my training and experience that it is common practice for large-scale  
4 methamphetamine traffickers to travel to their purchase and distribution areas to facilitate their  
5 trafficking. After purchasing methamphetamine, these methamphetamine traffickers will  
6 transport or cause to be transported methamphetamine. The methods of transportation include,  
7 but are not limited to, commercial airlines, private automobiles, government and contract mail  
8 services.

9 3. On November 24, 2005, at about 2:20 a.m., Guam Customs Officer Joseph Gange  
10 conducted a secondary inspection on arriving passenger DOUGLAS DUCKJOO KIM. KIM  
11 arrived in Guam on board Korean Airlines Flight 805 from Incheon, Korea. While conducting  
12 the secondary inspection, Officer Gange asked KIM to place the black attaché case on the counter  
13 for inspection. Officer Gange smelled a strong odor emitting from the attaché case. The odor  
14 was consistent with that of glue.

15 4. Officer Gange asked KIM if the attaché case belonged to KIM and KIM replied, "yes."  
16 KIM told Officer Gange that he bought the attaché case at a flea market about six (6) days ago.  
17 Officer Gange removed the contents from within the attaché case and noticed that the attaché  
18 case seemed unusually heavy. Officer Gange conducted an x-ray examination of the attaché case  
19 and noticed foreign objects within the walls of the attaché case.

20 5. Officer Gange peeled the vinyl material at one corner of the inside of the attaché case  
21 and noticed a silicone type gel covering a plastic bag containing crystal substance. Officer Gange  
22 removed a representative sample from the plastic bag and conducted a field test using Marquis  
23 Reagent test kit #902. The field test resulted in a presumptive positive for amphetamines.

24 6. At about 3:10 a.m., on November 24, 2005, Guam Customs Officer Drake Ibanez  
25 advised KIM of his constitutional rights which he acknowledged and waived. KIM told  
26 Immigration and Customs Task Force Agent Erwin Fejeran that on November 22, 2005, KIM  
27 saw an ad in the newspaper. The ad was recruiting people to travel to Guam. KIM called the  
28

1 number on the ad and spoke with a Mr. Lee. Mr. Lee asked KIM if KIM wanted to travel to  
2 Guam and KIM replied, "yes." Mr. Lee told KIM that while in Guam someone will take care of  
3 KIM. Mr. Lee told KIM that upon arriving in Guam he will take a taxi to the Marriott Hotel and  
4 check into a room at the hotel. Mr. Lee told KIM to meet him at the Incheon Airport on  
5 November 23, 2005 at 5:00 p.m. to pick up his ticket for the trip to Guam.

6 7. KIM went to the Incheon Airport on November 23, 2005 at about 5:00 p.m. and met  
7 Mr. Lee at the travel agency at the airport. Mr. Lee gave KIM the airline ticket and a black  
8 attaché case. Mr. Lee paid Kim \$500.00 and told KIM that upon his return to Korea after  
9 successfully delivering the attaché case Kim will be paid another \$500.00. While at the Incheon  
10 Airport, Mr. Lee took KIM's bag and removed all of KIM's belongings and placed them in the  
11 black attaché case.

12 8. KIM admitted that he was suspicious about the attaché case and questioned Mr. Lee  
13 several times about the contents of the attaché case. KIM asked Mr. Lee if the attaché case  
14 contained cocaine and Mr. Lee told KIM that it was only marijuana. Mr. Lee told KIM that  
15 marijuana is legal in Guam. KIM asked Mr. Lee why KIM was going to be paid a total of  
16 \$1,000.00 and Mr. Lee told KIM that he could not find anyone to travel to Guam.

17 9. On November 24, 2005, at about 5:45 a.m., Guam Customs Officers Franklin  
18 Taitague, Bryan Galarpe and TFA Fejeran removed eight (8) bags containing crystal substance.  
19 The plastic bags were secreted in the attaché case and the bags were further concealed with  
20 silicone gel. The total gross weight for the eight (8) bags and its contents is 2,911.6 grams.

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10. Based on the foregoing, I have probable cause to believe that DOUGLAS DUCKJOO KIM committed the offense of Importation of Methamphetamine Hydrochloride in violation of Title 21, United States Code, Sections 952(a) and 960, and Title 18, United States Code, Section 2.

DATED this 25<sup>th</sup> day of November, 2005.

JOHN DUENAS  
Special Agent  
U.S. Customs & Immigration Enforcement

SWORN AND SUBSCRIBED TO before me this 25<sup>th</sup> day of November, 2005.

JOAQUIN V. E. MANIBUSAN, JR.  
Magistrate Judge  
District Court of Guam

**Criminal Case Cover Sheet**

**U.S. District Court**

**Place of Offense:**

City Hagatna

**Related Case Information:**

**05-00053**

County/Parish \_\_\_\_\_

Superseding Indictment \_\_\_\_\_ Docket Number \_\_\_\_\_  
Same Defendant \_\_\_\_\_ New Defendant X  
Magistrate Judge Case Number \_\_\_\_\_  
Search Warrant Case Number \_\_\_\_\_  
R 20/ R 40 from District of \_\_\_\_\_

**Defendant Information:**

Juvenile \_\_\_\_\_ Yes \_\_\_\_\_ No X If Yes, Matter to be sealed: X Yes \_\_\_\_\_ No \_\_\_\_\_

Defendant Name DOUGLAS DUCKJOO KIM

Alias Name \_\_\_\_\_

Address \_\_\_\_\_

Birthdate \_\_\_\_\_ SS # \_\_\_\_\_ Sex M Race \_\_\_\_\_ Nationality U.S.

**U.S. Attorney Information:**

AUSA Marivic P. David

Bar # \_\_\_\_\_

Interpreter: ☐ No ☐ Yes

List language and/or dialect: \_\_\_\_\_

Location Status: \_\_\_\_\_

Arrest Date \_\_\_\_\_

- ☐ Already in Federal Custody as of \_\_\_\_\_ in \_\_\_\_\_  
☐ Already in State Custody  
☐ On Pretrial Release

**RECEIVED**  
NOV 25 2005  
DISTRICT COURT OF GUAM  
HAGATNA, GUAM

**U.S.C. Citations**

Total # of Counts: \_\_\_\_\_

☐ Petty ☐ Misdemeanor ☒ Felony

**Index Key/Code**

**Description of Offense Charged**

**Count(s)**

<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count(s)</u>
Set 1 <u>21 USC 952(a) &amp; 960 and 18 USC 2</u>	<u>Importation of methamphetamine Hydrochloride</u>	<u>1</u>
Set 2 _____	_____	_____
Set 3 _____	_____	_____
Set 4 _____	_____	_____

(May be continued on reverse)